



The Journal OF THE *House of Representatives*

Number 27

Friday, April 9, 2010

The House was called to order by the Speaker at 2:40 a.m.

Prayer

The following prayer was offered by Earnest W. Sumner, Sergeant at Arms of the Florida House of Representatives:

Good morning, Father. We come to You this morning with thanksgiving and praise for this day. And yes, Lord, we confess that we are tired and we are weary from our labors and that we need renewed strength—strength that only You can provide. And Father, we acknowledge that we are weak this morning, and that we need You more than ever. As the apostle Paul declares in Your word, let us also declare: "Therefore I will boast all the more gladly of my weaknesses, so that the power of Christ may rest upon me."

Father, I pray this morning that You give strength to the weary, that You give clarity to the haziness of thought. Lord, I pray that You give these, Your servants, renewed spirit and strength to endure the hardships and the challenges they will face the remainder of this new day. I ask, O Lord, that Your peace, the peace that passes all understanding, be upon this place. Grant wisdom, restore strength, and give courage and boldness to these men and these women, to do Your will in all they strive to do. May Your blessings be upon them this hour. For it is in the name of Your son Jesus Christ, I pray. Amen.

The following members were recorded present:

Session Vote Sequence: 769

Speaker Cretul in the Chair.

Abruzzo	Clarke-Reed	Gibson	Llorente
Adams	Coley	Glorioso	Long
Adkins	Cretul	Gonzalez	Lopez-Cantera
Ambler	Crisafulli	Grady	Mayfield
Anderson	Cruz	Grimsley	McBurney
Aubuchon	Culp	Hasner	McKeel
Bembry	Domino	Hays	Murzin
Bernard	Dorworth	Heller	Nehr
Bogdanoff	Drake	Holder	Nelson
Bovo	Eisnaugle	Homan	O'Toole
Boyd	Evers	Hooper	Pafford
Brandenburg	Fetterman	Horner	Patronis
Braynon	Fitzgerald	Hudson	Patterson
Brisé	Flores	Hukill	Plakon
Bullard	Ford	Jenne	Planas
Burgin	Fresen	Jones	Poppell
Bush	Frishe	Kelly	Porth
Cannon	Galvano	Kiar	Precourt
Carroll	Garcia	Kriseman	Proctor
Chestnut	Gibbons	Legg	Rader

Randolph	Roberson, Y.	Snyder	Van Zant
Ray	Rogers	Soto	Waldman
Reagan	Rouson	Stargel	Weatherford
Reed	Sachs	Steinberg	Weinstein
Rehwinkel Vasilinda	Sands	Taylor	Williams, A.
Renuart	Saunders	Thompson, N.	Williams, T.
Rivera	Schenck	Thurston	Wood
Robaina	Schultz	Tobia	Workman
Roberson, K.	Skidmore	Troutman	Zapata

A quorum was present.

Pledge

The members, led by Speaker pro tempore Ron Reagan, pledged allegiance to the Flag.

Motion to Adjourn

Rep. Cannon moved that the House, after receiving reports, adjourn for the purpose of holding council and committee meetings and conducting other House business, to reconvene at 1:00 p.m., Tuesday, April 13, 2010, or upon call of the Chair. The motion was agreed to.

Cosponsors

HB 7—Fetterman, Long, Murzin

CS/HB 31—Carroll

CS/HB 41—Ford

CS/CS/HB 303—Rouson

CS/HB 445—Fetterman

HB 517—Reed

HB 579—Chestnut

HB 1469—Zapata

HM 1583—Adams

Introduction and Reference

By Representative McKeel—

HR 9065—A resolution commending the University of Florida Women's Swimming and Diving Team for winning the 2010 NCAA Division I Women's Swimming and Diving Championships.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative McKeel—

HR 9067—A resolution commending the University of Florida Men's Indoor Track and Field Team for winning the 2010 Division I Men's Indoor Track and Field Team NCAA Championship.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Soto—

HR 9069—A resolution expressing support for the issuance of a commemorative United States postage stamp honoring Puerto Rico's 65th Infantry Regiment, "The Borinqueneers."

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Pafford—

HR 9071—A resolution recognizing the accomplishments and contributions of Pine Jog Environmental Education Center on the occasion of its 50th anniversary.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Flores—

HR 9073—A resolution observing National Parents' Day throughout the state on July 25, 2010.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Culp—

HR 9075—A resolution recognizing April 2010 as "Adopt a Shelter Pet Month" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Soto—

HR 9077—A resolution recognizing Joseph Michael Acaba, Mission Specialist Educator of Space Shuttle Discovery mission STS-119.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative N. Thompson—

HR 9079—A resolution recognizing the 2009-2010 Fort Myers High School Boys' Basketball Team, winners of the 2010 Florida High School Athletic Association Class 4A State Championship.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Braynon—

HR 9081—A resolution recognizing the Miami Norland High School Girls' Basketball Team, winners of the 2010 Florida High School Athletic Association Class 4A State Championship.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Legg—

HR 9083—A resolution recognizing the Florida Association for Behavior Analysis on its 30th anniversary and designating the week of September 6-10, 2010, as "Florida Behavior Analysis Week" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Kiar—

HR 9085—A resolution recognizing the outstanding achievements of Palm Beach Atlantic University, a recipient of the 2009 President's Higher Education Community Service Honor Roll with Distinction Award.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative McKeel—

HR 9087—A resolution recognizing the 2009-2010 Bartow High School Boys' Basketball Team, winners of the Florida High School Athletic Association Class 5A State Championship.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Hukill—

HR 9089—A resolution recognizing May 2010 as "Power to End Stroke Month" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Ambler—

HR 9091—A resolution supporting the goals and ideals of Multiple Sclerosis Awareness Week.

First reading by publication (Art. III, s. 7, Florida Constitution).

First Reading of Council and Committee Substitutes by Publication

By the Military & Local Affairs Policy Committee; Representative Adams—

CS/HB 363—A bill to be entitled An act for the relief of Erskin Bell, II, by the City of Altamonte Springs; providing an appropriation to compensate him for injuries and damages sustained as the result of negligence by the City of Altamonte Springs; providing a limitation on the payment of fees and costs; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Policy Council; and Public Safety & Domestic Security Policy Committee; Representatives Rouson, Ambler, Evers, Heller, and Schwartz—

CS/CS/HB 787—A bill to be entitled An act relating to child abduction prevention; providing a short title; amending s. 61.45, F.S.; authorizing additional persons to move to have certain restrictions placed in parenting plans upon showing of a risk that one party may violate the court's parenting plan by removing a child from this state or country or by concealing the child's whereabouts; authorizing courts to impose certain restrictions in parenting plans upon a specified finding; authorizing a court to impose certain restrictions in addition to or in lieu of a requirement that a child's passport be surrendered; authorizing a court to impose specified restrictions upon entry of an order to prevent removal of a child from this state or country; providing additional factors that may be considered in assessing the risk that a party may violate a parenting plan by removing a child from this state or country

or by concealing the child's whereabouts; providing that violations may subject a violator to specified penalties or other consequences; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Development & Community Affairs Policy Council; and Roads, Bridges & Ports Policy Committee; Representative Bovo—

CS/CS/HB 827—A bill to be entitled An act relating to road designations; designating Andrew J. Capeletti Memorial Ramp, Jose Regueiro Avenue, Manuel Capo Boulevard, Lt. Colonel Charles Brown Memorial Highway, Cuban-American Association of Civil Engineers Way, Biscayne Park Way, Dr. Oscar Elias Biscet Boulevard, and Father Gerard Jean-Juste Street in Miami-Dade County; amending s. 17, ch. 2008-256, Laws of Florida; revising the designation of Jose A. Marques Boulevard in Miami-Dade County; designating Verna Bell Way in Nassau County; directing the Department of Transportation to erect suitable markers; designating a portion of S.W. 67th Avenue in Miami-Dade County as a state historic road; restricting use of public funds for projects related to such road; providing for construction; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Development & Community Affairs Policy Council; and Roads, Bridges & Ports Policy Committee; Representatives Grimsley, Kelly, Aubuchon, Evers, and Y. Roberson—

CS/CS/HB 839—A bill to be entitled An act relating to road and bridge designations; designating Kenneth H. "Buddy" MacKay and Jim H. Williams Bridge and Otis Beckford Memorial Highway in Marion County; designating Michael G. Rippe Parkway in Lee County; designating Doolittle Raiders Highway in Okaloosa and Walton Counties; designating The Beach Highway in Walton County; designating Seminole Way in Seminole County; designating Judge Perry Wells Highway and Vernon Bridge in Washington County; designating Richard Raczkoski Memorial Highway in Indian River County; designating Cpl. Christopher Lee Poole, Jr., Memorial Highway, SGT Frederico G. Borjas Memorial Highway, and Johnny C. Treadwell Memorial Highway in Lake County; designating Army Sergeant Daniel L. McCall Memorial Highway in Santa Rosa County; designating Doctor Thomas Eliot "Doc Tommy" McBride Road and Senator Mel Martinez Street in Orange County; designating Herbert Lee Simon Avenue in Miami-Dade County; designating K. Earl Durden Highway in Bay County; designating Blue Star Memorial Highway in Hillsborough County; directing the Department of Transportation to erect suitable markers; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Development & Community Affairs Policy Council; Representative Y. Roberson—

CS/HB 841—A bill to be entitled An act relating to road designations; designating Julia Tuttle Way, Pastor Wilner Maxi Street, Pastors Dr. Randall & Sharlene Holts Street, Pastor Dr. Carl Johnson Street, Haitian/American Historical Society Street, Center for Haitian Studies Street, and Eufaula Frazier Street in Miami-Dade County; directing the Department of Transportation to erect suitable markers; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Health Care Appropriations Committee; and Elder & Family Services Policy Committee; Representatives Anderson, Domino, Ford, Frishe, Homan, and Kreegel—

CS/CS/HB 945—A bill to be entitled An act relating to automated external defibrillators in assisted living facilities; amending s. 429.255, F.S.; requiring certain assisted living facilities to possess a functioning automated external defibrillator; encouraging an assisted living facility to register the location of

the automated external defibrillator with a local emergency medical services medical director; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizing the Department of Elderly Affairs to adopt rules relating to the use of automated external defibrillators; providing appropriations; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Development & Community Affairs Policy Council; and Roads, Bridges & Ports Policy Committee; Representative Murzin—

CS/CS/HB 1033—A bill to be entitled An act relating to road designations; designating Perdido Key Parkway in Escambia County; designating Orange Bowl Way in Miami-Dade County; designating Colonel Bud Day Boulevard in Okaloosa County; directing the Department of Transportation to erect suitable markers; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Development & Community Affairs Policy Council; and Roads, Bridges & Ports Policy Committee; Representative Skidmore—

CS/CS/HB 1043—A bill to be entitled An act relating to license plates; amending ss. 320.08056 and 320.08058, F.S.; revising authorized uses of revenue received from the sale of the Sea Turtle license plate; creating the Go Green license plate and the Let's Go Surfing license plate; establishing annual use fees for the plates; providing for the distribution of use fees received from the sale of the plates; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representatives Porth and Clarke-Reed—

CS/HB 1129—A bill to be entitled An act relating to City of Tamarac, Broward County; extending and enlarging the corporate limits of the City of Tamarac to include specified unincorporated lands within such corporate limits; providing for an effective date of annexation; providing for an interlocal agreement; providing for land use and zoning governance; providing legislative findings; providing requirements for the levying of fire rescue special assessments; providing for an assessment methodology review and report on the fire rescue special assessment; prohibiting the charging of certain impact fees; providing applicability to existing contracts; providing for transfer of public roads and rights-of-way; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representative Porth—

CS/HB 1209—A bill to be entitled An act relating to the City of Fort Lauderdale, Broward County; extending and enlarging the corporate limits of the City of Fort Lauderdale to include specified unincorporated lands within such corporate limits; providing for an effective date of annexation; providing for an interlocal agreement, land use and zoning governance, and residency qualification for candidacies for municipal office; providing applicability to existing contracts; providing for transfer of public roads and rights-of-way; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representatives Porth, Bogdanoff, and Kiar—

CS/HB 1425—A bill to be entitled An act relating to Broward County; providing a short title; providing definitions; creating the Broward County Office of Inspector General; providing functions, authority, and powers of the

Inspector General; providing for qualifications, selection, contract, facilities, and staff; providing for reporting and budgeting; providing for removal; providing for funding; authorizing imposition of a contract fee; providing applicability with respect to the state attorney and United States Attorney for the Southern District of Florida; providing for a code of ethics for local governments within Broward County; providing for amendment by special act; providing that the act controls with respect to any conflict with the county charter or any county ordinance; providing for referenda; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representative Long—

CS/HB 1467—A bill to be entitled An act relating to Pinellas Park Water Management District Authority, Pinellas County; amending chapter 2001-325, Laws of Florida; reducing the ad valorem millage cap, subject to a referendum; specifying that the authority is housed within the City of Pinellas Park for administrative purposes; increasing and revising membership of the authority; increasing the term for each member; deleting provisions requiring a secretary and treasurer to be elected and the treasurer to post a surety bond; deleting a provision relating to authorization under general law for the authority to pay insurance premiums for insurance benefits to its board members; deleting other provisions to conform to changes made by the act; providing for a referendum; providing effective dates.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representative Fitzgerald—

CS/HB 1473—A bill to be entitled An act relating to Manatee County; amending chapter 30561 (1955), Laws of Florida, as amended; revising the legal boundaries of the City of Anna Maria to remove land that is currently included in the boundaries of the City of Holmes Beach and to include described submerged lands; exempting Manatee County from certain regulations of the City of Anna Maria; revising the boundaries of the City of Holmes Beach to include unincorporated land owned by the Department of Transportation; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representative Schenck—

CS/HB 1483—A bill to be entitled An act relating to the Spring Hill Fire Rescue and Emergency Medical Services District, Hernando County; amending chapter 2009-261, Laws of Florida; revising district boundaries; providing that the district may not levy a tangible personal property tax; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representative Grimsley—

CS/HB 1487—A bill to be entitled An act relating to Spring Lake Improvement District, Highlands County; amending chapter 2005-342, Laws of Florida; deleting obsolete language and language inconsistent with or repetitive of general law; providing for minimum charter requirements; amending board, election, and term of office provisions; amending the compensation for board members to comply with general law; deleting obsolete district powers and providing additional district powers including

mosquito control, fire and emergency services, and construction and maintenance of school facilities; providing for applicability of general laws; providing a ballot statement; requiring a referendum; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Military & Local Affairs Policy Committee; Representative Fetterman—

CS/HB 1633—A bill to be entitled An act relating to Martin County; amending chapter 63-1619, Laws of Florida, as amended; revising requirements for the issuance of special alcoholic beverage licenses to restaurants located within the legal boundaries of the seven community redevelopment areas (CRAs) of the county; providing an effective date.

Proof of Publication of the required notice was attached.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Economic Development & Community Affairs Policy Council; and Economic Development Policy Committee; Representative Carroll—

CS/HB 7109—A bill to be entitled An act relating to the tax refund program for qualified target industry businesses; amending s. 288.106, F.S.; providing legislative findings and declarations; revising and providing definitions; establishing a schedule for the Office of Tourism, Trade, and Economic Development to review and revise the list of target industries and submit a report to the Governor and Legislature; revising the criteria for evaluating applications for the program; requiring consideration of the state's return on investment in evaluating applications for participation in the program; requiring the Office of Economic and Demographic Research to submit reports to the Legislature evaluating the calculation of the state's return on investment for the program; requiring that additional provisions be included in tax refund agreements; redesignating the economic-stimulus exemption as the "economic recovery extension"; revising the date by which qualified target industry businesses may request economic recovery extensions; authorizing waiver of a requirement that qualified target industry businesses annually provide proof of taxes paid under certain conditions; requiring the Office of Tourism, Trade, and Economic Development to submit reports to the Governor and Legislature concerning the failure of qualified target industry businesses to complete their tax refund agreements; deleting obsolete provisions; revising the date by which a target industry business may be certified as qualified for the program; conforming cross-references; amending ss. 288.1089 and 290.00677, F.S.; conforming provisions to changes made by the act; amending ss. 159.803, 220.191, and 288.107, F.S.; conforming cross-references; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

Reference

CS/CS/HB 197—Referred to the Economic Development & Community Affairs Policy Council.

CS/CS/HB 199—Referred to the General Government Policy Council.

CS/HB 265—Referred to the Full Appropriations Council on Education & Economic Development and Finance & Tax Council.

CS/HB 449—Referred to the Calendar of the House.

CS/CS/HB 513—Referred to the Calendar of the House.

CS/HB 523—Referred to the Economic Development & Community Affairs Policy Council.

CS/HB 701—Referred to the Calendar of the House.

CS/CS/HB 709—Referred to the Calendar of the House.

CS/HB 731—Referred to the Calendar of the House.

CS/CS/HB 787—Referred to the Criminal & Civil Justice Policy Council.

CS/CS/CS/HB 831—Referred to the Calendar of the House.

CS/CS/HB 869—Referred to the Calendar of the House.

CS/CS/HB 911—Referred to the Calendar of the House.

CS/CS/HB 1005—Referred to the Calendar of the House.

CS/HB 1229—Referred to the Calendar of the House.

CS/CS/HB 1237—Referred to the Calendar of the House.

CS/CS/HB 1307—Referred to the Calendar of the House.

CS for HB 1407, HB 1367 & HB 1605—Referred to the Full Appropriations Council on Education & Economic Development and General Government Policy Council.

CS/HB 1503—Referred to the Health & Family Services Policy Council.

CS/HB 1525—Referred to the Rules & Calendar Council.

CS/HB 7095—Referred to the Calendar of the House.

HB 7213—Referred to the Finance & Tax Council.

Reports of Standing Councils and Committees

Received April 9:

The Military & Local Affairs Policy Committee reported the following favorably:

HB 363 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 363 was laid on the table.

The Policy Council reported the following favorably:
CS/HB 787 with council substitute

The above council substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, CS/HB 787 was laid on the table.

The Economic Development & Community Affairs Policy Council reported the following favorably:
CS/HB 827 with council substitute

The above council substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, CS/HB 827 was laid on the table.

The Economic Development & Community Affairs Policy Council reported the following favorably:
CS/HB 839 with council substitute

The above council substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, CS/HB 839 was laid on the table.

The Economic Development & Community Affairs Policy Council reported the following favorably:

HB 841 with council substitute

The above council substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 841 was laid on the table.

The Health Care Appropriations Committee reported the following favorably:

CS/HB 945 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, CS/HB 945 was laid on the table.

The Economic Development & Community Affairs Policy Council reported the following favorably:

CS/HB 1033 with council substitute

The above council substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, CS/HB 1033 was laid on the table.

The Economic Development & Community Affairs Policy Council reported the following favorably:

CS/HB 1043 with council substitute

The above council substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, CS/HB 1043 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1129 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1129 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1209 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1209 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1425 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1425 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1467 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1467 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1473 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1473 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1483 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1483 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1487 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1487 was laid on the table.

The Military & Local Affairs Policy Committee reported the following favorably:

HB 1633 with committee substitute

The above committee substitute was transmitted to the Office of the Speaker, subject to referral under Rule 7.20. Under the rule, HB 1633 was laid on the table.

Adjourned

Pursuant to the motion previously agreed to, the House adjourned at 2:46 a.m., Friday, April 9, 2010, to reconvene at 1:00 p.m., Tuesday, April 13, 2010, or upon call of the Chair.

JOURNAL OF THE HOUSE OF REPRESENTATIVES

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